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**CONSENT AGREEMENT AS AMENDED UNDER
CERCLA SECTIONS 120 AND 106(a); FERNALD
ENVIRONMENTAL MANAGEMENT PROJECT;
FERNALD, OHIO**

12/10/91

USEPA/DOE

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LETTER



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

2824

DEC 13 1991

REPLY TO THE ATTENTION OF:

BY HAND DELIVERY

R. Patrick Whitfield
United States Department of Energy
1000 Independence Avenue, EM-40
Washington, D.C. 20585

Re: Consent Agreement as Amended Under CERCLA Sections 120 and 106(a); Fernald Environmental Management Project; Fernald, Ohio

Dear Mr. Whitfield,

This letter is inform you that the above referenced Consent Agreement will be made effective in the form agreed to by the United States Environmental Protection Agency (U.S. EPA) and the United States Department of Energy (U.S. DOE) on or about September 20, 1991. As required by Section XXXVI, the Consent Agreement was made available for public review and comment for thirty (30) days beginning on October 1, 1991. During that period, U.S. EPA received several comments and questions regarding the Agreement and other activities at the Fernald Site. Copies of these comments, and U.S. EPA's responses, are attached to this letter.

After careful review of the public comments and questions, U.S. EPA has determined that the comments are not significant and do not require modification of the Consent Agreement. Accordingly, in keeping with Sections XXXVI and XXXVIII, on the date you receive this letter, the Fernald Consent Agreement shall become effective in the form negotiated between the parties.

Thank you for your help and cooperation in finalizing this document. I look forward to continued progress in our mutual efforts to achieve environmental restoration at the Fernald Site.

Sincerely,

A handwritten signature in cursive script that reads "David A. Ullrich".

David A. Ullrich, Director
Waste Management Divisioncc: Mr. Donald R. Schregardus, OEPA
Mr. Graham Mitchell, OEPA

C 1